



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2009 Biennium

Bill #	HB0630	Title:	Restrict internet phishing
Primary Sponsor:	Gallik, Dave	Status:	As Introduced

- | | | |
|---|--|--|
| <input type="checkbox"/> Significant Local Gov Impact | <input checked="" type="checkbox"/> Needs to be included in HB 2 | <input type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts | <input type="checkbox"/> Dedicated Revenue Form Attached |

FISCAL SUMMARY

	<u>FY 2008 Difference</u>	<u>FY 2009 Difference</u>	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>
Expenditures:				
General Fund	\$3,150	\$3,150	\$3,229	\$3,309
Revenue:				
General Fund	\$0	\$0	\$0	\$0
Net Impact-General Fund Balance	<u>(\$3,150)</u>	<u>(\$3,150)</u>	<u>(\$3,229)</u>	<u>(\$3,309)</u>

Description of Fiscal Impact:

The Department of Justice would be charged with investigating allegations of internet "phishing" and also with prosecuting those cases when applicable.

FISCAL ANALYSIS

Assumptions:

Department of Justice

1. Approximately 9 complaints were filed by Montana consumers in FY 2006.
2. Investigation would be extremely lengthy and complex due to the ghosting of IP addresses. Additionally, there is evidence that the majority of addresses trace back to international locations.
3. The offenders would more than likely not reside in Montana making prosecution extremely expensive and unlikely to occur under state law. However, it may be possible the offenders could be prosecuted under federal law. The extremely few phishing cases that may be perpetrated by Montanans would have minimal prosecutorial cost.

4. Nine complaints per year with an average of 20 hours per investigation, investigative staff salary \$17.50 per hour.
5. Each subsequent year was adjusted to include a 2.5% inflation factor.

	<u>FY 2008 Difference</u>	<u>FY 2009 Difference</u>	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>
<u>Fiscal Impact:</u>				
Department of Justice				
<u>Expenditures:</u>				
Operating Expenses	\$3,150	\$3,150	\$3,229	\$3,309
<u>Funding of Expenditures:</u>				
General Fund (01)	\$3,150	\$3,150	\$3,229	\$3,309
<u>Revenues:</u>				
General Fund (01)	\$0	\$0	\$0	\$0
<u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u>				
General Fund (01)	(\$3,150)	(\$3,150)	(\$3,229)	(\$3,309)

Sponsor's Initials

Date

Budget Director's Initials

Date